

**Appl. No. : 10/726,242**  
**Filed : December 2, 2003**

### **REMARKS**

Upon entry of the foregoing response, Claims 1-13 remain pending. Claims 8 and 10-13 have been withdrawn.

The Examiner notes that the 13 claims currently pending in the application include claims directed to the one of the following inventions: Invention I - Claims 1-9 drawn to a vehicle, and Invention II – Claims 10-13 drawn to a method of cooling a battery.

Additionally, the Examiner notes that the above-captioned application contains claims directed to the following patentably distinct species of component layouts:

- Species A – Figure 7;
- Species B – Figure 12a;
- Species C – Figure 12b;
- Species D – Figures 19 and 20;
- Species E – Figures 21 and 22; and
- Species F – Figures 23 and 24.

Additionally, The Examiner notes the above-captioned application also contains claims directed to the following patentably distinct species of piping layouts:

- Species 1 – Figure 13; and
- Species 2 – Figure 18.

In response to the restriction requirement, Applicants hereby elect Invention 1: Claims 1-9. Additionally, Applicants hereby elect component layout Species A and piping layout Species 13. Applicants respectfully submit that at least Claims 1-7 and 9 read on the elected species. Additionally, Applicants respectfully submit that Species A should also include Figure 8. See e.g. Specification, paragraph [0042].

Accordingly, Applicants hereby withdraw Claims 8 and 10-13 without prejudice to their further prosecution in a continuation application.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

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Respectfully submitted,

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Dated: Nov. 23, 2005

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AMEND

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